

Memorandum

Date: December 2022

To: Senate Committee on Early Learning and K-12 Education **From:** Ailey Kato (360-786-7434) and Dana Tietjen (360-786-7784)

Re: Parental Rights in K-12 Education

As a 2022 interim project, the Senate Committee on Early Learning and K-12 Education asked staff to review current state law, rules, and model policies and procedures to identify and categorize references to parents and guardians and K-12 education. Staff also identified existing systems where some of this information is communicated to parents and guardians.

This memorandum includes the following:

- I. Introduction
- II. <u>Table of References to Parents and Guardians in Statutes,</u> Rules, and Model Policies and Procedures
- III. Existing Systems Communicating Information to Parents and Guardians

Please contact staff for further information.

I. Introduction

State law and rules regarding K-12 education refer to and require certain actions involving parents, guardians, and families. Some of these requirements are on schools, districts, the Office of the Superintendent of Public Instruction, educational service districts (ESDs), or other entities, and other requirements are on parents, guardians, and families.

For example, schools may need to involve parents, guardians, and families in certain meetings or decisions, gather their feedback, obtain their agreement or permission, or notify them of certain information, incidents, or options. Parents, guardians, and families can request certain information, accommodations, opt their children out of certain instruction and activities, and request hearings and appeal decisions in certain circumstances.

Many of these requirements can also be found in model policies and procedures that the Washington State School Directors' Association (WSSDA) publishes. The model policies and procedures help school districts keep up with changes in legislation, legal decisions, and

¹ This memorandum is not meant to function as a comprehensive study of practices in Washington State, nor as a document of legislative intent, program endorsement, or policy prescription.

emerging issues.² School districts can use the model policies and procedures when adopting their own policies and procedures.

The next section of this memorandum organizes these references to parents, guardians, and families in state law and rules into the following categories:

- enrollment options;
- attendance and truancy;
- program eligibility and support;
- classroom access and parental involvement;
- staff preparation for family involvement;
- curriculum and instructional materials;
- special education;
- student academic progress and school district performance;
- graduation and high school diplomas and certificates;
- access to student records;
- student health;
- school safety;
- student discipline;
- School for the Deaf and School for the Blind;
- transportation;
- complaint processes; and
- other.

Citation to WSSDA's model policies and procedures are included within the table. However, individual school district policies and procedures can be found on their websites.

The last section of the memo provides an overview of how the following entities communicate information to parents, guardians, and families:

- Office of the Superintendent of Public Instruction (OSPI);
- Office of the Education Ombuds (OEO);
- State Board of Education (SBE);
- Charter School Commission;
- School Districts;
- Help Me Grow; and
- Washington 211.

² See WSSDA's website: https://wssda.org/policy-legal/policy-services/.

II. Table of References to Parents and Guardians in Statutes and Rules

Enrollment Options

RCW 28A.225.010 RCW 28A.225.015 Model Policy 3110 (qualification of attendance and placement)	Mandatory attendance	 Requires parents of any child 8-18 to cause their child to attend public school unless the child is attending private school, receiving home-based instruction, or meets another exception. Requires parents of any child 6 or 7 to attend school if the parent enrolls the child.
RCW 28A.225.010 Model Policy 3123 (withdrawal prior to graduation)	Withdrawal prior to graduation	• Requires a parent to agree that student withdraw from school if the student is at least 16 years old and is lawfully and regularly employed.
RCW 28A.225.290 RCW 28A.225.300 Model Policy and Procedure 3120 (enrollment) Model Policy 3131 (transfers) Model Policy and Procedure 2024 (online learning)	Enrollment options and parent involvement opportunities	 Directs OSPI to annually distribute an information booklet outlining parents' and guardian's enrollment options for their children. Requires school districts to annually inform parents of the district's intra-district and inter-district enrollment options and parental involvement opportunities. Directs the superintendent to provide information to parents, students, and staff regarding online learning options and specifies that parents or guardians are responsible for cost/fees and appropriate technology. Requires parents and guardians to provide certain information to the enrolling school district but not citizenship or immigration status of student or parent or guardian.
RCW 28A.710.130 WAC 108-20-070	Applications for proposed charter schools	Specifies that applications for proposed charter schools must have multiple components including evidence of need and parent and community support, an organizational chart including parent councils, and opportunities and expectations for parental involvement.

WAC 108-40-150 WAC 108-40-170 WAC 180-19-260	Charter school closures and transfers	 Requires parents to be notified within certain timeframes if a charter school contract will not be renewed, revoked, or terminated, or if a charter school contract is transferred. Requires a parent closure meeting to provide an overview of the policy and decision, important dates, transition timeline, and contact information.
RCW 28A.225.220 RCW 28A.225.225 RCW 28A.225.230 WAC 72-130-030 WAC 392-137-140 Model Policy 3131 (transfers) Model Policy 3140 (release of resident students) Model Policy 3141 (nonresident students)	Nonresident students	 Allows parents and guardians to apply for a student who resides outside the district to attend a school in the district. Requires school districts to release a student if attendance in a nonresident district is more accessible to the parent's workplace. Specifies that parents or guardians have a written agreement with the school to permit a nonresident student, and they have the right to appeal the district's denial decision to OSPI.
RCW 28A.225.216 Model Policy and Procedure 2100 (educational opportunities for students with a parent in the military)	Children of military families - residency	• Provides that a child of a military family complies with the residency requirements for enrollment in a school district if a parent of the child is transferred to, or is pending transfer to, a military installation.
42 U.S.C. 11431 et seq. Model Policy and Procedure 3115 (students experiencing homelessness - enrollment rights and services)	Students experiencing homelessness	 Presumes that it is in the student's best interest to remain enrolled in their school of origin unless such enrollment is against the wishes of a parent, guardian, or unaccompanied youth. Provides appeal rights if the student is not placed in the school that the parent or guardian has requested.
RCW 28A.225.350 Model Policy and Procedure 3116 (students in foster care)	Students in foster care	Requires students to remain enrolled in the school they were attending at the time they entered foster care or changed foster

		 placements unless it is determined to be in their best interest to attend the neighborhood school. Specifies that meaningful input should be gathered from relevant and appropriate persons including biological parents and foster parents.
RCW 28A.200.010 RCW 28A.200.020	Home-based instruction	 Allows parents to provide home-based instruction if they file a declaration of intent with the school district's superintendent by certain deadlines. Provides that parents make all decisions related to philosophy or doctrine; selection of books; teaching materials and curriculum; and method, timing, and place of the home-based instruction
RCW 28A.195.010 WAC 180-90-160	Private school - homeschool extension	 unless otherwise specified by law. Allows parents, guardians, or custodians to teach their child through an approved private school with an extension program if a certificated employee supervises.
WAC 392-550-030 Model Policy and Procedure 2255 (alternative learning experience courses)	Alternative learning experience (ALE) courses and homebased instruction	 Requires school districts and charter schools that provide ALE courses to include a description of the differences between home-based instruction and ALE courses. Prohibits school districts and charter schools from advertising, marketing, or providing unsolicited information about learning programs offered by the school district or charter school.
RCW 29A.150.350 WAC 392-134-010 WAC 392-134-015	Part-time attendance	• Allows parents, guardians, or students to request part-time attendance for students otherwise eligible for full-time enrollment if the course or ancillary services are not available in the student's private school, approved extension, or if the student is receiving home-based instruction.
RCW 28A.232.030 RCW 28A.232.010 WAC 392-121-182 WAC 392-410-315 WAC 392-550-025	Off-campus instruction, ALE, worksite learning	• Specifies that school districts must meet and work with parents if the parent wishes to enter into an off-campus program agreement and worksite learning.

Model Policy and Procedure 3114 (part-time, home-based, or off-campus students)		•	Allows parents, with others, to develop written learning plans for students participating in ALE and requires schools to involve parents in intervention plans for students in grades K-8.
RCW 28A.320.500 Model Policy 2240 (summer school)	Summer school	•	Authorizes school districts to establish and operate summer and/or other student vacation period programs and assess such tuition and special fees as it deems necessary. Specifies that parents will be informed of the availability of any fee waivers or reductions in the notice of the summer school program.
Model Policy and Procedure 3142	International student	•	Allows international student exchange programs and specifies the
(international student exchange)	exchange		roles of host families.

Attendance and Truancy

RCW 28A.150.240 Model Policy and Procedure 3122 (excused and unexcused absences)	Teacher and administrative staff responsibilities	• Requires certificated teaching and administrative staff to require excuses from parents, guardians, or custodians in all cases of absence, late arrival, or early dismissal.
RCW 28A.225.005 Model Policy and Procedure 3122 (excused and unexcused absences)	Benefits of regular school attendance	 Requires schools to inform students and parents about the benefits of regular school attendance; effects of excessive absenteeism; the school's expectations of parents or guardians ensuring regular attendance; resources; role and responsibilities of the school; and the consequences of truancy. Requires schools to make reasonable efforts to enable parents to request and receive the information in a language in which they are fluent. Requires parents to date and acknowledge review of this information at the time of enrollment and the beginning of each school year.

RCW 28A.225.020 RCW 28A.225.030 RCW 28A.225.025 Model Policy and Procedure 3122 (excused and unexcused absences) RCW 28A.225.007	Parent involvement in absenteeism and truancy interventions Best practice guidance to eliminate or reduce student absences Multitiered system of support for attendance	 Requires that parents are notified in writing or by telephone of their student's failure to attend school. Specifies that parents may be asked to participate in certain interventions, which can include meetings, agreements, community engagement boards, assessments, or appear in juvenile court if a petition is filed. Directs OSPI to develop and publish best practices to eliminate or reduce student absences. Specifies that the guidance must focus on student and family engagement, be based in restorative justice practices, and emphasize integration of student and family support systems. Requires school districts to implement a multitiered system of support for attendance to address barriers and provide interventions and best practices. Specifies that this system include multiple methods of communication and outreach in a language or mode of communication that the parent understands including phone calls, texts, letters, and home visits.
RCW 28A.225.030 RCW 28A.225.035 RCW 28A.225.090 RCW 13.34.300	Petition regarding unexcused absences - neglect petition	 Requires school districts to file a petition and supporting affidavit for civil action in juvenile court for unexcused absence violations by the parent, child, or both in certain circumstances. Allows parents to file a petition if the school fails to do so. Specifies that a parent may have to pay fines, provide community restitution, or participate with their child in a supervised plan for school attendance and that failure to attend school may be relevant to the question of a neglect petition against the parent or guardian.

RCW 28A.225.023	Youth subject to a dependency proceeding and review of absences	•	Requires school district representatives to review unexpected or excessive absences with students who are the subject of a dependency proceeding and include certain people in this review including parents or legal guardians and foster parents.
Model Policy and Procedure 2100 (educational opportunities for students with a parent in the military)	Students with a parent who is called to duty or deployed	•	Allows a superintendent to grant excused absences for students to visit with their parents or legal guardians when related to their leave or deployment.
Model Policy 2220 (school calendar)	School calendar	•	Requires parents and others to be notified of school calendars, which must be adopted by June 1 of each year.

Program Eligibility and Support

RCW 28A.185.030 WAC 392-170-047 Model Policy and Procedure 2190 (highly capable programs)	Highly capable program - nominations and assessment	 Requires nominations for highly capable programs to be based on data from teachers, staff, members of the community, and parents. Specifies that parents must grant permission in writing before a school district conducts assessments for this program and that parents be notified with an explanation of procedures, appeals, and exit information.
WAC 392-170-042 Model Policy and Procedure 2190 (highly capable programs)	Highly capable program - annual notification	 Requires school districts to annually notify parents and students before any major identification activity for the highly capable program. Specifies that these notices be published or announced in multiple ways including in multiple languages.
RCW 28A.320.195 Model Policy 2195 (academic acceleration)	Academic acceleration	 Requires parents or guardians to be notified regarding the academic acceleration policy and advanced courses or programs available to students. Specifies that parents or guardians may choose to opt out and enroll the student in an alternative course or program that aligns with the student's high school and beyond plan.

WAC 392-160-015 Model Policy 2110 (transitional bilingual instruction program)	Transitional bilingual instruction program - identification of eligible students	 Requires schools to develop procedures to identify students eligible for transitional bilingual instruction, which includes a home language survey to be completed by the student and parents or guardians. Specifies that parents and guardians will be notified in writing of their student's eligibility and may decline to enroll their student out of transitional bilingual instructional program services.
RCW 28A.180.040 Model Policy 2110 (transitional bilingual instruction program)	Transitional bilingual instruction program - communications	• Directs school districts to ensure, when feasible, that communications be appropriately bilingual for parents of students in the transitional bilingual instruction program.
RCW 28A.155.090 Model Policy and Procedure 2161 (special education and related services for eligible students)	Special education program information and assistance	 Requires OSPI to provide, upon request, to parents or guardians of children with disabilities, information about special education programs offered within the state and to assist with placement of any child with disabilities who is eligible for but not receiving special education services.
RCW 28A.155.080 Model Policy and Procedure 2161 (special education and related services for eligible students)	Denial of special educational program - right of appeal	 Provides parents and guardians a right of appeal to OSPI if their child has been denied the opportunity of a special educational program by a local school district.
RCW 28A.300.118 RCW 28A.300.119 Model Policy and Procedure 2024 (online learning)	College credit information	• Requires that parents with students who attend public high school receive information concerning the entrance requirements and the availability of programs in the local area that lead to college credit, and online learning programs for high school students to earn college credit.

RCW 28A.235.250 RCW 28A.235.285 Model Policy and Procedure 6700 (nutrition, health, and physical education)	Free or reduced- price meals applications	 Allows parents and guardians to submit applications to participate in free or reduced-price meal programs and must be offered language assistance if needed. Directs OSPI to oversee the development of a statewide electronic repository of house-hold income information that is accessible online and easily navigable by parents and legal guardians.
RCW 28A.320.145 Model Policy and Procedure 3115 (students experiencing homelessness - enrollment rights and services)	Support for homeless students and families	• Strongly encourages school districts to use a variety of communications to notify students and families about services and supports available to them if they experience homelessness.
RCW 28A.605.040	Services for students and families	• Encourages school districts to strengthen family, school, and community partnerships by creating spaces in school buildings, if space is available, where students and families can access the services they need, such as after-school tutoring, dental and health services, counseling, or clothing and food banks.
RCW 28A.300.139 Model Policy 2108 (learning assistance program)	Washington integrated student supports protocol	 Establishes the Washington Integrated Student Supports Protocol to help coordinate academic and nonacademic supports. Specifies that the protocol include community partners that provide academic, nonacademic, and social-emotional supports to reduce barriers to students' academic success including supports to students' families.
RCW 28A.310.510	Regional school safety centers	Directs regional school safety centers to provide school districts in their regions with certain assistance including supporting student and family access to behavioral health care services and supports.
RCW 28A.705.010 Model Policy and Procedure 2100 (educational opportunities for students with a parent in the military)	Interstate compact on educational opportunity for military children	Requires the Interstate Commission to coordinate education, training, and public awareness regarding the Interstate Compact on Educational Opportunity for Military Children, its implementation, and operation for officials and parents involved in such activity.

Classroom Access and Parental Involvement

Model Policy 3126 (child custody)	Parental care and control	• Presumes that the person who enrolls a student in school is the residential parent of the student and is responsible for decisions regarding the day-to-day care and control of student.
RCW 28A.605.020 Model Policy 4200 (parent access and safe and orderly learning environment)	Classroom access	Gives parents access to their child's classroom and school- sponsored activities to observe classroom procedure, teaching material, and class conduct.
RCW 28A.300.130 RCW 28A.300.131	Center for Improvement of Student Learning (CISL) – parental involvement	 Directs CISL to work with parents and serve as a clearinghouse for information regarding successful educational improvement and parental involvement programs. Tasks CISL with determining measures that can be used to evaluate the level of parental involvement in a school and identify successful models and practices of parental involvement.
RCW 43.06B.010 RCW 43.06B.020	Office of the Education Ombuds (OEO) powers and duties	 Creates the OEO within the Office of the Governor to provide information to parents, students, and others regarding their rights and responsibilities in the education system. Specifies that the OEO's powers and duties include developing parent involvement materials, including instructional guides, and identifying obstacles to greater parent and community involvement in decision-making.
Model Policy and Procedure 4120 (school support organizations)	School support organizations	• Encourages the formation of parent-teacher-student associations or similar organizations at school buildings for the purpose of providing an opportunity to unite their efforts and interests to enhance the school program.
Model Policy and Procedure 4129 (family involvement)	Family involvement	 Encourages and supports family involvement in education at home, in schools, communities, and school governance. Recognizes the diversity of family structures. Directs the implementation of a family involvement plan.

20 USC § 6318 Model Policy 4130 (Title I parental involvement)	Title I parental involvement	• Directs the school district to involve parents and family members in jointly developing the district's Title I plan and school building parent and family engagement policies, evaluation efforts, decisions about how Title I family engagement funds are used, and other actions.
Chapter 28A.183 RCW Model Policy and Procedure 4218 (language access)	Language access program	 Requires school districts to designate a language access liaison to facilitate compliance with state and federal laws related to family engagement, adopt a language access policy and procedures, implement a language access program, and collect related data. Encourages school districts to have a language access coordinator. Directs CISL to provide technical assistance and OSPI to establish an advisory committee.
RCW 28A.345.085 Model Policy and Procedure (social emotional climate)	Nurturing a positive social and emotional school and classroom climate	 Requires school districts to adopt a policy and procedure for nurturing a positive social and emotional school and classroom climate. Specifies that the policy and procedure recognize the important role that families play in collaborating with the school and district.
Model Policy 0100 (commitment to planning) Model Policy and Procedure 0300 (planning process)	Planning processes	 Provides that school boards will ensure district transparency through processes that are open and accountable and include collaboration with families and community members. Explains that parent and community representatives will be part of the planning team that develops a school district's vision, mission, and beliefs.
RCW 28A.642.080 Model Policy and Procedure 3211 (gender-inclusive schools)	Gender-inclusive schools	 Directs schools to consult with a student about the student's preferences regarding family involvement and consider whether safety concerns are present for a student identifying as transgender or gender-expansive. Allows schools to change a student's official gender designation upon parent or student request.

RCW 26.44.030 Model Policy 4020 (confidential communications)	Confidential communications	•	Recognizes that school staff must exercise a delicate balance regarding the treatment of information that was revealed in confidencesome information may remain confidential while other information may need to be disclosed. Specifies that school staff should encourage students to reveal confidences to their parents.
Model Policy 4300 (limiting immigration enforcement in schools)	Limiting immigration enforcement in schools	•	Provides that school district staff may review but not request or collect any information about the immigration or citizenship status of students or their parents or guardians. Provides a process for establishing notice and/or consent from parents or guardians as permitted under federal and state law prior to releasing student's personal information for immigration enforcement purposes.

Staff Preparation and Family Involvement

WAC 181-78A-232	Approval standards for teachers, administrators, and educational staff associates	Requires educator preparation program providers to offer all candidates meaningful, reflective opportunities to interact with racially and culturally diverse colleagues, faculty, practitioners, students, and families to ensure that candidates are well prepared to exhibit the knowledge and skills of culturally responsive education.
WAC 181-77A-165	General standards for career and technical education (CTE) teacher certification	Provides that CTE teachers must implement and maintain collaborative partnerships with students, families, community, and other entities to promote student self-sufficiency.

RCW 28A.413.060	Paraeducators -	•	Provides that paraeducators should have the knowledge of the
WAC 179-15-050	knowledge and skill		roles of families including appropriate communications,
WAC 179-07-040	competencies for the		confidentiality, the need to protect civil and human rights, the
	standards of		need to respect individual differences, and knowledge of different
	practice		ethnic, cultural, abilities, and linguistic backgrounds.
RCW 28A.410.044	School psychologists	•	Defines the roles of school psychologists and social workers,
	and social workers		which include collaborating with families.

Curriculum and Instructional Materials

Model Policy 2000 (student learning goals)	Student learning goals	•	Defines basic education and provides that the goal of the district to provide certain opportunities for every student with the involvement of parent and community members. Explains that parents are primary partners in the education of their children.
RCW 28A.320.230 Model Policy and Procedure 2020 (student learning goals)	Instructional materials committee	•	Allows parents to serve on an instructional materials committee if parent members make up less than one-half of the total membership of the committee.
RCW 28A.150.230 Model Policy and Procedure 2020 (course design, selection, and adoption of instructional materials)	Instructional materials complaints	•	Requires school district board of directors to evaluate teaching materials in a public hearing upon complaint by parents, guardians, or custodians who consider dissemination of such material to students objectionable.
34 CFR Part 98 Model Policy and Procedure 3232 (parent and student rights in administration of surveys, analysis,	Instructional materials inspection by parents and guardians	•	Requires all instructional materials, including supplementary materials and teacher manuals, used with any survey, analysis, or evaluation in a program or project supported by federal funds to be available for inspection by parents and guardians.
or evaluations)		•	Directs school districts to provide parents and adult or emancipated minor students written notice of this policy and procedure and offer them the opportunity to opt their children or themselves out of participating in surveys, activities that collect personal information, and non-emergency examinations or screenings.

RCW 28A.300.160 Model Policy and Procedure 3421 (child abuse and neglect)	Program for the prevention of sexual abuse of students, child abuse, and neglect	 Requires parents be notified of a coordinated program for the prevention of sexual abuse of students, child abuse, and neglect. Allows parents to refuse to have their children participate in the program.
RCW 28A.300.475 Model Policy and Procedure 2125 (sexual health education)	Sexual health education	 Requires parents be notified that schools will be providing comprehensive sexual health education and provide parents electronic access to the course materials. Allows parents to request to review the material and excuse their child from this education by filing a written request. Specifies that school districts will involve parents and community groups in the planning, development, evaluation, and revision of any instruction in comprehensive sexual health education offered as a part of the school program.
RCW 28A.230.070 Model Policy 2126 (HIV-AIDS prevention education)	AIDS prevention education	 Requires school districts to give at least one presentation during weekend and evening hours to parents and guardians, and have materials available for inspection at least one month before teaching AIDS prevention education. Allows parents and guardians to request in writing that a student not receive AIDS prevention education if the parent or guardian already attended a presentation.
RCW 28A.640.020 WAC 392-190-057 WAC 392-190-058 WAC 392-190-081 Model Policy and Procedure 3205 (sexual harassment of students prohibited)	Sexual harassment policy	 Requires school districts to adopt and communicate a sexual harassment policy and complaint procedure that applies to school district employees, volunteers, parents, and students. Specifies that the targeted student and their parents or guardians may file a criminal complaint and sexual harassment complaint simultaneously.

Model Policy and Procedure 5011 (sexual harassment of district staff prohibited) Model Policy and Procedure 2121 (substance abuse program)	Substance abuse program	Specifies that school staff will work with the home and community to develop and implement a comprehensive substance abuse
RCW 28A.150.315	Kindergarten readiness	 Prevention and intervention program. Requires schools to participate in kindergarten readiness activities with early learning providers and parents. Allows parents to excuse their children from participation in the Washington Kindergarten Inventory of Developing Skills (WaKIDS).
RCW 28A.320.202 Model Policy 2107 (comprehensive early literacy plan)	Comprehensive system of instruction and services in reading	 Makes schools responsible for providing a comprehensive system of instruction and services in reading and early literacy in K-4 grades. Specifies that the program must include research-based family involvement and engagement strategies to assist in improving students' reading and early literacy skills at home.
RCW 28A.230.310 RCW 28A.300.815 Model Policy 3535 (financial aid advising day)	Financial aid advising	 Requires school districts to provide a financial aid advising day and notification of financial aid opportunities at the beginning of the school year to parents and guardians of a student entering 12th grade. Directs OSPI to coordinate with the Washington Student Achievement Council to assist districts in facilitating opportunities outside of regular school hours for parents to take part in seminars on completing financial aid applications. Specifies that students over 18 and parents or guardians may opt their students out of financial aid advising day activities.

RCW 28A.650.045 Model Policy and Procedure 2022 (electronic resources and internet) Model Policy and Form 2023 (digital citizenship and media literacy)	Digital citizenship, internet safety, and media literacy	•	Directs school districts to annually review their electronic resources and internet safety policy, include parents or guardians in the process, and look for methods to involve parents with instruction in digital citizenship, internet safety, and media literacy. Requires parental permission to publish student work online, and notify parents if a staff person has requested that a student download or sign up for an application program.
RCW 28A.300.185	Family preservation education program	•	Directs OSPI to develop a family preservation education program model curriculum that is available to school districts. Specifies that the model curriculum include instruction on developing conflict management skills, communication skills, domestic violence and dating violence, financial responsibility, and parenting responsibility.
Model Policy and Procedure 2021 (library information and technology programs)	Library information and technology programs	•	Allows students, parents, community members, and teachers to make suggestions for acquisition or electronic resources for the library.
Model Form 2022 (electronic resources)	Electronic resources	•	Requests parental permission if students receive an electronic learning device. States that parents are legally responsible for their child's actions on electronic learnings devices.

Special Education

34 CFR § 300	Special education	The federal Individuals with Disabilities Education Act (IDEA) and
	procedural	state law and rules provide certain rights to parents and guardians of
Chapter 392-172A WAC	safeguards for	students who are eligible for special education. Parents are involved
	students and their	throughout the process, and rules address many topics including:
OSPI's Notice of Special Education	families	notice and parental consent for initial evaluations and
Procedural Safeguards for Students		reevaluations;
and their Families		determination of eligibility;
		stopping special education services;

Model Policy and Procedure 2161 (special education and related services for eligible students) Model Policy and Procedure 2163 (response to intervention)		 individualized education program (IEP) membership and parental participation; due process, complaints, procedural safeguards; mediation, resolution process, and hearing rights; surrogate parents; transfer of rights to a student at the age of majority; manifestation determination and student conduct; placement decisions; and emergency response protocols.
RCW 28A.155.020 Model Policy and Procedure 2161 (special education and related services for eligible students)	Special education training and due process hearings	 Strongly encourages school districts to provide parental training in the care and special education of children and involve parents in the classroom. Allows parents to request special education due process hearings.
34 CFR Part 104 § 504 Model Policy and Procedure 2162 (education of students with disabilities under section 504) Model Policy and Procedure 2163 (response to intervention)	Education of students with disabilities under section 504 of the Rehabilitation Act of 1973	The federal Rehabilitation Act of 1973 and state law and rules provide certain rights to parents and guardians of students who have Section 504 plans. Parents are involved throughout the process.
WAC 392-172A-02100 Model Policy and Procedure 2165 (home or hospital instruction)	Home/hospital instruction	Allows parents to request home or hospital instruction to students eligible for special education services or other students who are unable to attend school for an estimated period of four weeks or more because of disability or illness.
RCW 28A.155.115 Model Procedure 2161 (special education and related services for eligible students)	Braille instruction	Requires schools to document in a student's IEP and provide that information to parents or guardians if braille will not be provided to a student.

RCW 28A.155.210 RCW 28A.600.485 Model Policy and Procedure 3246 (restraint, isolation, and other uses of reasonable force)	Use of restraint or isolation	•	Requires schools that develop IEPs to include policies and procedures for notifying parents or guardians regarding the use of restraint or isolation. Requires that parents of students with IEPs agree to include the use of restraint and isolation as a planned behavior intervention.
Model Policy 4217 (effective communication)	Effective communication	•	Provides that all district-sponsored programs, activities, meetings, and services will be accessible to individuals with disabilities.

Student Academic Progress and School District Performance

Every Student Succeeds Act § 1112(e)	Parents right-to- know	Requires schools to provide parents with certain information: individual report cards; professional qualifications of teachers and instructional paraprofessionals; notification that the student's teacher has limited state certification/licensure; information on state and local assessments; and the policy on assessment participation.
RCW 28A.150.240 Model Policy and Procedure 2420 (grading and progress reports)	Teacher and administrative staff responsibilities	Requires certificated teaching and administrative staff to evaluate each student's educational growth and development and make periodic reports to parents, guardians, or custodians and school administrators.
RCW 28A.230.195	Performance on tests and assessments	Requires school districts to notify parents of their child's performance on state learning standards tests and assessments.
RCW 28A.300.320	Second grade reading assessment	• Requires schools to notify parents about the second-grade reading assessment during fall parent-teacher conferences, inform them on their child's performance, identify actions that the school will take, and provide parents with strategies to help their child.

RCW 28A.320.203 Model Policy 2107 (comprehensive early literacy plan)	Reading skills	Requires teachers to explain to parents or guardians which interventions and strategies will be used to help improve a student's reading skills if the student is not reading at or above grade level and strategies to help the child at home.
RCW 28A.655.230 Model Policy 2107 (comprehensive early literacy plan) Model Policy and Procedure 2421 (promotion/retention)	Meeting for grade placement and intensive improvement strategy	 Requires elementary schools to have meetings between teachers and parents of students in third grade who are reading below grade-level or are likely to score in the below basic level on the third-grade statewide student assessment to discuss reading improvement strategies and the school district's grade placement policy for the following year. Specifies that parents and guardians must give consent regarding the appropriate grade placement and intensive improvement strategy and the parent's request will be honored if the principal and parent cannot agree.
RCW 28A.655.070	Results of reading and mathematics statewide assessments	Provides that the results of statewide assessments for reading and math must be reported in a format that will allow parents and teachers to determine the academic gain a student has acquired.
WAC 392-500-020 WAC 392-500-030 WAC 392-500-035 Model Policy and Procedure 2090 (program evaluation) Model Policy and Procedure 3232 (parent and student rights in administration of surveys, analysis, or evaluations)	Assessments, questionnaires, surveys, testing	 Requires testing policies to include an outline of procedures by which parents or legal guardians of a student may become acquainted with the nature of tests and their uses in helping children. Prohibits tests, questionnaires, surveys, or examinations that elicit personal beliefs or practices of students or his parents as to religion except with the written consent of parent or guardian. Requires parental or guardian permission before administering any diagnostic personality test.

RCW 28A.655.100 Model Policy 2004 (accountability goals) Model Policy and Procedure 4000 (public information program)	Annual report on school district performance goals	 Directs school districts to annually report performance goals to parents and the community in a public meeting. Specifies that school districts will report on how they will achieve their performance goals including parent and guardian involvement and resources available to parents and guardians to assist students in meeting the state standards.
RCW 28A.655.110 Model Policy 2004 (accountability goals)	Annual report on school performance	 Directs schools to annually publish a school performance report, deliver it to each parent, and make it available to the community. Specifies that the report must include a summary of feedback from parents and community members and an invitation to participate in school activities.
WAC 180-16-220 Model Policy 2005 (school improvement plans)	Annual school improvement plan	Requires each school within a district to have an annual school improvement plan that includes parent participation and input.
Model Policy 1340 (targeting student learning)	Targeting student learning	 Provides that school boards will engage in development, implementation, and annual review of a targeting student learning program, which includes parent/community engagement. Specifies that parent/community engagement includes shared decision-making, parent involvement, volunteers, and community partnerships.
RCW 28A.655.115	Outreach and feedback	• Requires schools to conduct outreach and seek feedback from a broad and diverse range of parents, other individuals, and organizations in the community regarding their experiences with the school, and summarize the responses in its annual report.

RCW 28A.657.030 RCW 28A.657.050	Required action districts	•	Requires required action school districts to notify all parents of students attending the school that it is identified as a persistently low-achieving school and the process for complying with certain requirements to improve. Specifies that a required action plan must be developed with administrators, teachers, other staff, parents, unions, students, and other representatives of the local community.
WAC 180-52-070	Examples of standardized achievement tests for home-based instruction	•	Directs the State Board of Education to provide list of examples of standardized achievement tests that parents providing home-based instruction may use to assess and determine whether their child is making reasonable academic progress.
Model Policy and Procedure 3515 (student incentives)	Student incentives	•	Allows school districts to provide students with prizes or awards to serve as meaningful incentives to promote certain actions. Directs the recording of incentives to allow parents and teachers to view incentives provided to students and analyze the distribution of incentives.

Graduation and High School Diplomas and Certificates

RCW 28A.320.208 WAC 180-51-045 Model Policy and Procedure 2410 (high school graduation requirements)	Graduation requirements and assessments	 Requires school districts to notify parents and guardians of 8th-12th grade students about student assessments and graduation requirements. Requires high schools to provide reports at the end of each school year to students and parents with the student's progress toward meeting graduation requirements.
RCW 28A.600.160	Educational pathways	• Requires middle schools, junior high schools, and high schools to inform the parents of the educational pathway chosen by their

Model Policy and Procedure 2410 (high school graduation requirements)		 student, the opportunities available to their student, and the career objectives. Allows parents to request this information in writing. Allows parents and students dissatisfied with opportunities for a selected pathway the opportunity to transfer.
RCW 28A.230.090 WAC 180-51-030	High school credit earned before high school	Allows parents and guardians to request that high school credit earned before high school be transcribed with a nonnumerical grade, such as "pass" or "credit."
RCW 28A.600.045	Comprehensive guidance and planning programs	• Encourages schools to implement a comprehensive guidance and planning program to provide supports to students as they navigate their education and plan their future, encourage an ongoing and personal relationship between each student and an adult in the school, and involve parents in students' educational decisions and plans.
RCW 28A.230.090 RCW 28A.230.215 WAC 180-51-220 Model Policy and Procedure 2410 (high school graduation requirements)	High school and beyond plans	 Encourages school districts to involve parents and guardians in developing and updating high school and beyond plans. Requires plans to be provided in the students' parents or guardians native language if that language is one of the two most frequently spoken languages in the district. Provides that any available electronic platforms for high school and beyond plans must be able to grant parents or guardians appropriate access to the plans.
RCW 28A.230.130	Opportunities to take courses that qualify for postsecondary credit	Requires public schools to inform students and their families, emphasizing communication to underrepresented groups, about the program offerings and opportunities to take courses that qualify for postsecondary credit through demonstrated competencies or a qualifying score on a proficiency exam.
RCW 28A.155.220 Model Policy and Procedure 2410 (high school graduation requirements)	High school transition services	Requires parents and special education students to be included in determining post-secondary goals for the student when educationally and developmentally appropriate.

RCW 28A.155.170 RCW 28A.230.090 WAC 180-51-035 WAC 180-51-210 Model Policy and Procedure 2410 (high school graduation requirements)	Students with IEPs and graduation and high school and beyond plans	 Requires parents and students by the age of 14 to participate with the IEP team and follow a process to help them with IEPs to graduate. Specifies that students will, in cooperation with their parents, determine the projected date by which all graduation requirements will be met and the projected date and conditions under which the student will participate in the graduation ceremony. Requires high school and beyond plans to be developed in alignment with IEPs.
RCW 28A.655.270	Student learning plans for students not on track to graduate	 Requires school districts to prepare learning plans for 8th grade students who were not successful on any or all the content areas of the state assessment or who are not on track to graduate. Requires schools to notify students and their parents or legal guardians of these learning plans preferably through a parent conference and at least annually. Specifies that the learning plans be translated into the primary language of the family to the extent feasible.
RCW 28A.345.080 Model Policy and Procedure 2418 (waiver of high school graduation credits)	Waivers of elective credits for graduation	Allows parents to request to waive a maximum of two elective credits for graduation.
WAC 180-111-040 Model Policy and Procedure 2418 (waiver of high school graduation credits)	Emergency waiver of certain graduation requirements	 Requires school districts to consult with individual students and make a reasonable effort to consult with their parents or guardians to provide information about an emergency waiver of certain graduation requirements. Specifies that the information be provided in the preferred languages of the students and parents or guardians.

RCW 28A.230.300 Model Policy and Procedure 2410 (high school graduation requirements) RCW 28A.230.090 WAC 180-51-210 Model Policy and Procedure 2410 (high school graduation requirements)	Computer science substitution — graduation requirement Third mathematics credit - graduation requirement	 Requires parents or guardians to agree to their students substituting a third-year math or science with a computer science course and requires that the course align with the student's high school and beyond plan. Allows students and their parents or guardians to choose the third credit of high school mathematics so it aligns with the student's high school and beyond plan.
RCW 28A.230.090 WAC 180-51-210 Model Policy and Procedure 2410 (high school graduation requirements)	Third science credit - graduation requirement	Allows students and their parents or guardians to choose the content of the third science credit based on the student's interest and high school and beyond plan.
WAC 180-18-055 Model Policy and Procedure 2410 (high school graduation requirements)	Alternative high school graduation requirements	Requires school districts and high schools to have evidence that parents, students, and citizens were involved in developing alternative graduation requirements.
RCW 28A.635.060 Model Policy and Procedure 2410 (high school graduation requirements) Model Policy and Procedure 3520 (student fees, fines, or charges)	Withholding of diplomas and right to appeal	 Requires students or parents or guardians to pay for any damages when a school district withholds a diploma. Specifies that when parents or guardians are unable to pay, the school district must provide a program of community service, and students and parents have a right to appeal.
RCW 28A.205.030 RCW 28A.305.190 Chapter 131-48 WAC Model Policy 2411 (high school equivalency certificate)	High school equivalency certificate/certificate of educational competency	Requires parents to sign applications for their student's certificate of educational competency/high school equivalency certificate.

WAC 180-96-053	Home-based	Requires parents and legal guardians who provided home based
	instruction -	instruction to a student who is at least 16 and under 19 years of
	certification of	age, to certify in writing and notarized, that the student has
	completion	completed home-based instruction.
RCW 28A.230.120	Posthumous high school diploma	Allows parents, guardians, or custodians to request that a school district issue a posthumous high school diploma for a deceased
	1	student when certain requirements are met.

Access to Student Records

Federal Family Education and Privacy Rights Act (FERPA)	Access to educational records	 Protects the privacy of student education records and gives parents certain rights with respect to these records. Requires schools to have written consent from parents in order to release personally identifiable information unless an exception applies.
RCW 28A.605.030 WAC 72-280-010 WAC 148-280-010 Model Policy and Procedure 3231 (student records)	Review of educational records	 Gives rights to parents or guardians of a student to review all education records of their students. Prohibits a school from releasing the education records of students without the written consent of parents or guardians except as authorized by the Family Educational and Privacy Rights Act (FERPA).
RCW 26.09.225 Model Policy 3126 (child custody)	Equal access to child's education and health care records	• Provides that parents must have full and equal access to the education and health care records of a child unless there is a court order to the contrary and neither parent may veto access requested by the other parent.
WAC 392-415-100	Transcript release procedures	Requires students and parents or guardians to provide written authorization before official student transcripts are released.

RCW 28A.225.330 Model Policy and Procedure 2100 (educational opportunities for students with a parent in the military)	Student transfer records	Allows parents to request unofficial educational records when their student is transferring out of state and meets the definition of child of a military family.
Model Procedure 4000 (public information program)	Public information	Requires parents to sign a release form before their child can be photographed or interviewed.
RCW 28A.604.020 RCW 28A.604.030 RCW 28A.604.040 Model Policy and Procedure 3235 (protection of student personal information)	Student personal information	 Allows school service providers to collect, use, and share student personal information only for authorized purposes or with the consent from students or parents or guardians. Requires school service providers to delete student personal information within a reasonable time if it is requested by the relevant educational institution unless the parent or guardian provides consent to retain the information. Requires school service providers to facilitate access to and correction of student personal information by students or parents or guardians.
WAC 392-172A-05190 WAC 72-280-020 WAC 148-280-020	Special education - access rights	Requires that parents of a student eligible for special education be permitted to inspect and review any educational records related to the student.
WAC 392-172A-05215 WAC 392-172A-05220 WAC 72-280-030 WAC 148-280-030	Special education - amendment of records and hearing rights	 Allows parents of students eligible for special education to request to amend educational record information due to inaccuracies or a violation of privacy. Permits parents to request a hearing if the request is denied and parents must be afforded a full and fair opportunity to present evidence.
WAC 392-172A-05225 WAC 72-280-040 WAC 148-280-040	Special education - consent for release of records	Requires parental consent before personally identifiable information is disclosed to parties other than officials of participating agencies.

WAC 392-172A-05235 WAC 72-280-060 WAC 148-280-060 WAC 392-172A-05240	Special education - destruction of educational records Special education - student rights to	 Permits parents or adult students to request destruction of personally identifiable information that is no longer needed. Requires parents to receive any notice required under the Individuals with Disabilities Education Act even if rights are
	educational records	transferred to an eligible student.
WAC 72-280-055 WAC 148-280-055	School for the Blind and School for the Deaf	Requires that the School for the Blind and School for the Deaf keep a record of parties accessing educational records, except for a record of access from parents.

Student Health

RCW 28A.330.100	Practicing physician and vaccination	Provides that children must not be required to submit to vaccination against the will of their parents or guardians if the school district appoints a practicing physician known as the school district medical inspector.
RCW 28A.210.090 Model Policy and Procedure 3413 (student immunization and lifethreatening health conditions)	Immunization - exemptions	Allows parents, guardians, or any adult in loco parentis to exempt their child from immunization with required written certification due to religious beliefs or a philosophical or personal objection for any vaccine except the measles, mumps, and rubella vaccines.
RCW 28A.210.100 Model Policy and Procedure 3413 (student immunization and lifethreatening health conditions)	Immunization - written records	Requires any person or organization administering immunizations to provide the parent, legal guardian, or adult in loco parentis a written record of immunization given on an appropriate State Board of Health form.

RCW 28A.210.120 Chapter 392-380 WAC WAC 180-38-045 Model Policy and Procedure 3413 (student immunization and lifethreatening health conditions)	Immunization - exclusion	 Requires public and private schools and day care centers to provide written notice to parents or guardians who are not in compliance with legally required immunizations. Specifies that the notice must have the immunization requirement, the fact the child will be prohibited from attending unless the requirement is complied with, procedural due process rights, and where immunization services are available.
RCW 28A.210.080 WAC 392-380-045 Model Policy and Procedure 3413 (student immunization and lifethreatening health conditions)	Immunization - meningococcal disease and human papillomavirus disease	Directs every public and private school to provide parents and guardians with information about meningococcal disease and human papillomavirus disease, and their vaccines at the start of the school year beginning with sixth grade entry.
RCW 28A.210.010 Model Policy and Procedure 3414 (infectious diseases)	Infectious diseases	• Requires schools to notify parents or emergency contacts if their students have signs and symptoms of communicable disease and arrange for the parent to pick up the students.
RCW 28A.210.260 RCW 18.79.290 Model Policy and Procedure 3416 (medication at school) Model Policy and Procedure 3417 (catheterization)	Administration of medication and catheterization	Allows parents and guardians to request medication be administered or provide catheterization to their children at school so long as certain requirements are met.
RCW 28A.210.278 Model Policy and Procedure 3416 (medication at school)	Sunscreen products	 Allows any person, including students, parents, and school personnel, to possess topical sunscreen products while on school property. Specifies that parents or guardians must supply the sunscreen product for student use.

RCW 28A.210.325 Model Policy 3423 (parental administration of marijuana for medical purposes) RCW 28A.210.370 Model Policy and Procedure 3419 (self-administration of asthma and	Cannabis-infused products administration Students with asthma	 Requires school districts to adopt a policy to authorize parents or guardians to administer cannabis-infused products to a student for medical purposes while the student is on school grounds, aboard a school bus, or attending a school-sponsored event, upon the request of a parent or guardian. Allows self-administration of medication to treat a student's asthma or anaphylaxis if the student's parent or guardian has submitted required written documents each school year.
anaphylaxis medications) RCW 28A.210.380 Model Policy and Procedure 3419 (self-administration of asthma and anaphylaxis medications) Model Policy and Procedure 3420 (anaphylaxis prevention and response)	Anaphylaxis guidelines	 Directs OSPI with the Department of Health to develop anaphylactic policy guidelines in consultation with a number of stakeholders including parents of children with life-threatening allergies. Directs parents and guardians to inform the school in writing of the medically diagnosed allergies and risk of anaphylaxis and help develop a nursing care plan.
RCW 28A.210.330 RCW 28A.210.355 Model Policy 3411 (accommodating students with seizure disorders or epilepsy) Model Policy 3415 (accommodating students with diabetes)	Students with diabetes, epilepsy, or other seizure disorders	Requires school districts to provide individual health plans for students with diabetes, epilepsy, or other seizure disorders which includes parent requests and instructions; storage of the medication provided by the parent; and other information.
RCW 28A.210.320 Model Policy and Procedure 3413 (student immunization and lifethreatening health conditions)	Life-threatening health conditions	• Requires schools to provide written notice before a student is excluded because a parent, legal guardian, or adult in loco parentis has not provided a medication or treatment order addressing any life-threatening health condition that the student has that may require medical services to be performed at school.

Model Policy and Procedure 3418 (response to student injury or illness)	Response to student injury or illness	 Provides that schools will notify parents or guardians of students who suffer injuries, illness or physical trauma at school or at any school-sponsored activity as soon as practicable. Specifies that medical attention in non-emergency cases is the responsibility of parents or guardians.
RCW 28A.600.190 RCW 28A.600.195 Model Policy and Procedure 3422 (student sports - concussion, head injury, and sudden cardiac arrest)	Concussion, head injury, and sudden cardiac arrest	• Requires school districts and the Washington Interscholastic Activities Association to provide information about concussions, head injuries, and sudden cardiac arrest to students, parents, and coaches, and they must complete forms stating they reviewed the information.
RCW 28A.155.190	Autism information	• Requires OSPI, in collaboration with other entities, to distribute information on autism and how parents can gain access to diagnosis and identification and contact information for services and support.
RCW 28A.210.020 RCW 28A.210.030	Visual and auditory screening	• Requires school officials to inform parents or guardians in writing that a visual examination is recommended if a vision professional identifies a vision defect, but may not communicate the name or contact information of the vision professional conducting the screening.
RCW 28A.320.260 RCW 28A.300.720	Dyslexia screening, interventions, and resources	 Directs school districts to notify a student's parents and family if the school recommends the student be evaluated for dyslexia or a specific learning disability. Specifies that school districts must communicate a plan for using multitiered systems of support to provide supports and interventions and provide regular updates on the student's progress. Requires OSPI to make sample educational information and resources for parents and families related to dyslexia available to school districts.

RCW 28A.320.165 Model Policy and Procedure 6895 (pesticide notification, posting, and record keeping)	Notice of pesticide use	Requires schools to provide notice of pesticide use to parents or guardians of students and employees upon the request of the parent or guardian.
RCW 28A.210.410	Lead contamination at drinking water outlets	Requires schools to communicate annually with students' families and staff about lead contamination in drinking water.
RCW 28A.320.127 Model Policy and Procedure 2145 (suicide prevention)	Plan for recognition, screening, and response to emotional or behavioral distress	 Requires school districts to adopt a plan for recognition, initial screening, and response to emotional or behavioral distress in students including possible substance abuse, violence, youth suicide, and sexual abuse. Specifies that the plan must include protocols and procedures for communication with parents and guardians.
RCW 28A.320.294	Health and safety information on public school websites	Directs public schools to publish certain health and safety information on their websites and social media for the purpose of notifying students, families, and the public of behavioral health resources available.
Model Policy and Procedure 2151 (interscholastic activities)	Interscholastic activities	 Requires parents or guardians to sign a statement which indicates that they and their student acknowledge the risks of injuries as it relates to interscholastic sports. Provides an appeal process for disciplinary action related to interscholastic athletics.
Model Policy and Procedure 6700 (nutrition, health, and physical education)	Nutrition, health, and physical education	Promotes family and community involvement in supporting and reinforcing nutrition education in schools.

School Safety

RCW 28A.320.125 Model Policy and Procedure 3424 (emergencies)	Safe school plans and family-student reunification	Requires school districts to adopt and implement a safe school plan, which must include a family-student reunification plan, including procedures for communicating the plan to staff, students, families, and emergency responders.
Model Policy and Procedure 3225 (school-based threat assessment)	School-based threat assessment	 Requires school districts to adopt a policy and procedure to establish a school-based threat assessment program. Specifies that parents, guardians, or family members are often interviewed as part of the threat assessment process but neither the student nor the family members are part of the threat assessment team. Specifies that school personnel will make every reasonable attempt to involve parents and the student in the resolution of the student's behavioral violations.
Model Policy 3143 (notification and dissemination of information about student offenses and notification of threats of violence or harm)	Notification of threats of violence or harm	 Requires school administrators to notify parents and guardians of any student who is the target/recipient of a threat as well as the parent or guardian of any student who made the threat. Specifies that the notice must be in the language of the parent.
RCW 13.04.155 RCW 13.40.215 Model Policy 3143 (notification and dissemination of information about student offenses and notification of threats of violence or harm)	Sharing information about an adjudication of an unlawful possession of a controlled substance	 Requires principals notify students and their parent or legal guardian at least five days before sharing information about an adjudication in juvenile court of an unlawful possession of a controlled substance. Provides an appeal process if the student or parent or legal guardian objects to the proposed sharing of the information.

Model Policy 3143 (notification and dissemination of information about student offenses and notification of threats of violence or harm)	Registered student sex or kidnaping offenders	 Directs principals to complete safety planning for registered student sex or kidnapping offenders with school staff, law enforcement, probation or parole, treatment providers, parents or guardians, care providers, and child advocates to provide a safe school environment. Specifies that parents or guardians may be invited to meetings between the principal and the registered student sex or kidnapping offenders.
Model Policy and Procedure 3226 (interviews and interrogations of students on school premises)	Interviews and interrogations of students on school premises	 Explains that interviews and interrogations should generally take place somewhere other than school premises except in certain circumstances. Provides when parent or guardian consent is required before an interview or interrogation.
Model Policy 4210 (regulation of dangerous weapons on school premises)	Regulation of dangerous weapons on school premises	 Directs school district staff to notify students' parents or guardians and the appropriate law enforcement if students' knowingly carry a firearm or dangerous weapon on school premises. Allows students between ages 14 and 18 with written parental or guardian permission to possess personal protect spray devices on school property.
Model Policy and Procedure 3230 (searches of students and student privacy)	Searches of students	 Allows students and their property to be searched by a principal or designee if reasonable grounds exist to suspect that evidence of a violation of the law or school rules will be uncovered. Specifies that if the student refuses to cooperate in a personal search, the student should be held until the student's parent or guardian is available to consent to the search.

Model Policy and Procedure 3243 (student driving)	Student driving	 Specifies that parents and students bear the sole responsibility for the use of motor vehicles and bicycles for travel to and from school. Prohibits the use of automobiles during the school day or transporting another student without parental consent.
Model Policy 4265 (community education program)	Community education program	Allows school districts to establish a community schools' program for prospective parents, foster parents, and adoptive parents on parenting skills, violence prevention, and child abuse prevention.

Student Discipline

RCW 28A.600.010 Chapter 392-400 WAC WAC 72-120-110 WAC 148-120-015 WAC 148-120-110 Model Policy and Procedure 3241 (student discipline)	Rules regarding student conduct, discipline, and rights	Requires school districts to adopt reasonable written rules regarding student conduct, discipline, and rights and make them available to students, teachers, and parents.
RCW 28A.600.020 WAC 392-400-110 WAC 392-400-430	Written procedures for administering discipline and involvement of parents	 Requires school districts to provide written procedures for administering discipline, which must include parents and the community. Specifies that the procedures include early involvement of parents to attempt to improve students' behavior and grievance procedures to address parents' or students' grievances related to the administration of classroom exclusions and other forms of discipline.

RCW 28A.320.211	Discipline policies, procedures, and rules	 Requires school districts to annually disseminate discipline policies and procedures to students, families, and the community. Directs school districts to use disaggregated data to monitor the impact of these policies and procedures. Tasks school districts with periodically reviewing and updating their discipline rules, policies, and procedures in consultation with staff, students, families, and the community.
WAC 392-400-335	Classroom exclusion - notice and procedure	• Requires teachers, principals, or designees to notify parents regarding a classroom exclusion as soon as reasonably possible and must ensure that this notification is in a language the parent understands, which may require language assistance.
WAC 392-400-450	Suspensions and expulsions - initial hearings	 Requires principals or designees to provide students with an opportunity to contact their parent before administering a short-term or in-school suspension at an initial hearing. Requires principals or designees to make a reasonable attempt to contact students' parents to provide an opportunity for the parents to participate in an initial hearing before long-term suspensions and expulsions. Requires that the initial hearing is held in a language the student and parents understand, which may require language assistance.
RCW 28A.600.022 WAC 392-400-710	Long term suspension or expulsion - reengagement meetings and plans	 Requires school districts to convene a meeting with the student and student's parents or guardians within 20 days of a long-term suspension or expulsion, but no later than 5 days before the student returns to discuss a plan to reengage the student. Directs school districts to collaborate with the student and parents to develop a culturally sensitive and culturally responsive reengagement plan tailored to individual circumstances.

WAC 392-400-815	Behavior agreements	 Allows school districts to enter into behavior agreements with students and parents in response to behavioral violations. Specifies that school districts ensure that any behavior agreement is provided in a language the student and parents understand, which may require language assistance.
RCW 28A.600.485 Model Policy and Procedure 3246 (restraint, isolation, and other uses of reasonable force)	Restraint of students	 Requires schools to implement follow-up procedures after the use of restraint or isolation, which must include reviewing the incident with the student and parent or guardian. Specifies that principals or designees must make a reasonable effort to verbally inform the parent or guardian within 24 hours of the incident and send written notification as soon as practical and in a language other than English if the school customarily provides that.
RCW 28A.320.140 Model Policy and Procedure 3224 (student dress)	Schools with special standards	 Allows school districts to establish schools or programs which parents may choose for their children to attend in which there are dress and grooming codes, parent participation is required, and discipline is more stringent. Allows school districts to adopt dress and grooming code policies which prohibit gang-related apparel so long as students and parents are notified. Directs superintendents to establish procedures providing guidance to students, parents, and staff regarding appropriate student dress. States that students' choices in matters of dress should be made in consultation with their parents.

RCW 28A.605.010 Model Policy and Procedure 3124 (removal-release of student during school hours)	Student removal from school grounds	 Requires school districts to not allow any child to be removed from any school grounds or building except by a person authorized by a parent or legal guardian unless the student needs a medical emergency. Allows school security personnel to remove a student from school grounds for disciplinary reasons without parental authorization. Specifies that a principal must attempt to reach the student's parent to inform them a student is being sent home for illness, discipline, or a corrective action and a student must remain at school if the parent cannot be reached.
Model Policy and Procedure 3245 (students and telecommunication devices)	Students and telecommunication devices	 Allows school officials to search and confiscate a device when there is reasonable suspicion that the use of the device violates the law or school rules and will only return the device to the student's parent or legal guardian. Requires notification to parents or guardians when there is a report of a violation of this policy. Involves parents and guardians in disciplinary action.
Model Policy and Procedure 6605 (student safety walking, biking, and riding buses to school) Model Procedure 6608 (video cameras on buses)		 Includes parents in disciplinary action related to riding buses. Allows parents/guardians/custodians to request to view videos captured with cameras on buses when it is used to support a disciplinary action.

School for the Deaf and School for the Blind

RCW 72.40.024	Information about resources available to students with visual or auditory impairments	Requires the Director of the Washington Center for Deaf and Hard of Hearing Youth and the Superintendent of the School for the Blind to provide information about educational programs, instructional techniques, materials, equipment, and resources available to students with visual or auditory impairments to parents or guardians, ESDs, and school districts where the students reside.
RCW 72.40.080	Duty of parents	 Allows parents and guardians of all visually or hearing-impaired youth to determine the proper school for their children and full and due consideration be given to their preferences about the program the child should attend. Specifies that the ESD superintendent must take all action necessary to enforce this.
WAC 2-171-150 WAC 72-171-220 WAC 148-172-100	Referral and educational placement	 Allows parents, guardians, and school districts to refer a student for admission to the State School for the Deaf or the School for the Blind. Specifies that the educational placement decision must be made by a group including parents, the school district, and other persons knowledgeable about the student, the evaluation data, and placement options.
RCW 72.40.210	Parental notification of certain events	Requires the Director of the Center for Deaf and Hard of Hearing Youth and the Superintendent of the School for the Blind or their designees, to immediately report to a parent, custodian, or guardian the following events: death of the child, hospitalization, allegations of abuse, neglect, or physical or sexual abuse, life-threatening illness, and the attendance of any child who is a registered sex offender.

WAC 72-280-015 WAC 148-280-015	Notification of FERPA rights	Requires the School for the Deaf and the School for the Blind to provide parents and adult students an annual notice of their rights under FERPA in the parent/student handbook.

${\bf Transportation}$

RCW 28A 160.110 Model Policy 6600 (transportation)	Transportation access for parents	 Allows school districts to authorize a parent, guardian, or custodian of a student to ride a school bus or other student transportation at the request of school officials, provided there is enough space and other transportation is unavailable. Directs school districts to distribute copies of emergency routes and schedules at the beginning of the school year.
WAC 392-141-350 Model Policy 6625 (private vehicle transportation)	Individual transportation or in lieu arrangements	Allows school districts to commit to individual transportation or in lieu arrangements, including contracting with a custodial parent, guardian, person in loco parentis, or adult student, if certain requirements are met.
WAC 392-172A-04045	Transportation for students eligible for special education placed in private schools	Requires certain transportation be provided to a student eligible for special education in a parentally-placed private school.
RCW 72.40.090	Weekend transportation	Allows the State School for the Blind and Washington Center for Deaf and Hard of Hearing Youth to provide weekend transportation to and from schools at no cost to students and parents, as allowed within appropriations.

RCW 13.40.162 Model Policy and Procedure 3143 (notification and dissemination of information about student offenses and notification of threats of violence or harm)	Protection orders and school attendance Special sex offender and transportation	 Allows a court to order that a respondent not attend the same school as a petitioner of a protection order, in certain circumstances. Specifies that the school district must provide comparable educational services in another setting and provide transportation at no cost if the respondent's parents or legal guardian is unable to pay. Provides that parents or legal guardians of a sex offender are responsible for transportation or other costs associated with an offender's change of school.
Model Policy 6605 (student safety walking, biking, and riding buses)	Student safety walking, biking, and riding buses	Directs superintendents to distribute the safe routes to school plan to parents and encourages parents and students who walk and bike to school to use the recommended routes.

Complaint Processes

Model Policy and Procedure 4220 (complaints concerning staff or programs)	Complaints concerning staff or programs	 Explains that most complaints can be resolved by informal discussions or a conference. Provides a written complaint process that moves from the building level, to the superintendent, to the school board.
RCW 28A.410.090 Model Policy and Procedure 5253 (maintaining professional staff/student boundaries)	Physical abuse or sexual misconduct complaints	Permits a parent or another person to file a written complaint with the ESD alleging physical abuse or sexual misconduct by a certificated school employee and permits a written complaint with OSPI if the ESD has not caused an investigation.

RCW 28A.320.160 Model Policy and Procedure 5253 (maintain professional staff/student boundaries)	Report of sexual misconduct by school employee	 Requires school districts at first opportunity or within 48 hours of receiving a report of alleged sexual misconduct to notify the parents of a student alleged to be a victim, target, or recipient of misconduct. Requires school districts to provide parents with information regarding their rights under the Public Records Act to request public records regarding school employee discipline.
WAC 392-190-060 Model Policy and Procedure 3210 (nondiscrimination)	Discrimination complaints and nondiscrimination statements	 Requires school districts and charter schools to annually publish notice in a manner that is reasonably calculated to inform all students' parents and guardians of the discrimination complaint procedure. Requires school districts and charter schools to include a nondiscrimination statement in written announcements, notices, recruitment materials, employment applications, and other publications.
RCW 28A.600.477 WAC 392-405-020 Model Policy and Procedure 3207 (prohibition of harassment, intimidation, and bullying)	Harassment, intimidation, and bullying reports	 Requires school districts to share the policy and procedure prohibiting harassment, intimidation, and bullying with parents or guardians, students, volunteers, and school employees. Specifies that the policy and procedure include a reporting form and contact information for the compliance officer. Includes a process for the targeted student's right to appeal.
RCW 28A.320.124 Model Policy and Procedure 4311 (school safety and security services program)	School safety and security staff	 Requires school districts that have safety and security staff working on school property to adopt and update a policy and procedure that includes certain elements and to discuss the role of this staff at the beginning of each school with students and families. Specifies that the policy and procedure describe the process for families to file complaints about this staff with the school and, when applicable, the local law enforcement agency or the company that provides the services, and explain the process for investigating complaints.

RCW 28A.705.010 Model Policy and Procedure 2100 (educational opportunities for students with a parent in the military)	Violations of the interstate compact on education opportunity for military children	• Requires the Interstate Commission on Educational Opportunity for Military Children to create a process that permits military officials, education officials, and parents to inform the commission if there are alleged violations of the compact or its rules or when issues subject to the jurisdiction of the compact are not addressed by the state or local education agency.
RCW 43.06B.010 RCW 43.06B.020 RCW 28A.600.510	Office of the Education Ombuds (OEO) powers and duties and notification of services	 Creates the OEO within the Office of the Governor to provide information to parents, students, and others regarding their rights and responsibilities in the education system. Specifies that the OEO's powers and duties include facilitating the resolution of complaints made by parents and students. Requires public schools to provide students and their parents or guardians with a description of the OEO's services and contact information.
RCW 28A.600.027 Model Policy and Procedure 3220 (freedom of expression)	Student publications	• Allows students, either individually or through their parent or guardian, to file an appeal of any alleged violation of student editors being able to determine the news, opinion, feature, and advertising content.

Other

RCW 28A.235.260 RCW 28A.235.270 Model Policy and Procedure 6700 (nutrition, health, and physical education)	School meal debt	 Requires schools to notify parents and guardians about amounts owed for school meals and take certain steps when there is meal debt including information about free and reduced-price meals. Prohibits schools from requiring a parent or guardian to pay fees or costs more than the amount owed for school meals.
WAC 180-18-040	Waivers from minimum 180-day school year requirement	• Provides that schools or districts requesting a waiver from the 180-day requirement must have a plan that details participation and support from parents, the community, and relevant staff.

RCW 46.61.385 WAC 392-151-050	Selection, appointment, and suspension of patrol members	Requires parents or guardians to give written approval for their student to be a school patrol member who display traffic directional signals at school crossings.
RCW 28A.300.807	Race and ethnicity reporting guidelines	 Directs OSPI to convene a task force to develop race and ethnicity reporting guidelines for the state. Specifies that the guidance must clarify for students and families why information about race and ethnicity is collected and how students and families can help school administrators properly identify them.
RCW 28A.320.191	Transition from ECEAP to kindergarten	Directs school districts to work cooperatively with ECEAP providers to coordinate the transition from preschool to kindergarten so children and their families are well-prepared and supported.
RCW 28A.650.060 RCW 28A.650.070	Technology training	 Directs ESDs to provide technology consultation, procurement, and training and directs OSPI to collect data on certain technology initiatives. Specifies that technology training involves providing digital navigation services to students and their families.
Model Policy and Procedure 2030 (service animals in schools)	Service animals in schools	Requires a parent or guardian who believes their student needs to bring a service animal to school to submit a written request to the building principal and comply with certain requirements before a service animal is permitted.
Model Policy and Procedure 2320 (field trips, excursions, and outdoor education)	Field trips, excursions, and outdoor education	Requires parent permission to be obtained for field trips or outdoor education activity.
Model Policy 6535 (student insurance)	Student insurance	Allows school districts to offer student insurance coverage and provide claims information (time of accident, location of accident) when requested by students or parents.

III. Existing Systems Communicating Information to Parents and Guardians

Information is communicated to parents, guardians, and families of students in the K-12 system through various entities. This section summarizes what information can be currently found on the websites of the following entities:

- Office of the Superintendent of Public Instruction;
- Office of the Education Ombuds;
- State Board of Education:
- Charter School Commission;
- School Districts;
- Help Me Grow/Parent Help 123; and
- 211 Washington.

Office of the Superintendent of Public Instruction

OSPI has several webpages with information regarding parents and families. Most prominently, near the bottom of OSPI's homepage there is a link described as "information for parents and families." This webpage has hyperlinks organized into three categories: learning, teaching, and testing; data and reports; and student and family support. Below is a screen shot of the hyperlinks within each category.

PARENTS & FAMILIES

Parents and families play a vital role in the education of a child. A child's first teacher is typically a member of their family, and even when a child enters school, the need for family involvement in their learning never goes away. On this page, families will be able to find information and resources related to assessments, graduation requirements, data about their local schools, and more.

Learning, Teaching, & Testing

- K-12 Internet Access Program
- Graduation Requirements
- Testing
- K-12 Learning Standards
- Learning Alternatives
- Dual Credit
- Dual Language Education

Data & Reports

- School Reopening Data during COVID-19
- Data About Schools & Students (Report Card)
- Washington School Improvement Framework School Financial Reports

Student & Family Supports

- Resources to Support Student Well-Being During School Closures
- New Legislation: Senate Bill 5395 Comprehensive Sexual Health Education
- Special Education Guidance for Families
- Student Civil Rights
- How to File a Complaint
- Health & Safety
- Student Support Programs
- Military Kids Resources
- Student Transfers • English Language Learners

Office of the Education Ombuds

The OEO's website is aimed at anyone seeking OEO's help including parents and families. People may complete an online intake form, schedule an intake appointment, or call a phone number.

Under the "About Us" link, is a webpage with "Publications and Resources for Families." There are three handbooks described as "What Every Parent Needs to Know." These handbooks, which are published in English and Spanish, are titled:

• How to be an Education Advocate.

- Discipline in Public Schools, and
- Protecting the Educational Rights of Students with Disabilities in Public Schools.

After these handbooks, there are short toolkits to provide information on topics frequently brought to the OEO, which include:

- athletics and activities;
- attendance and truancy;
- back to school planning for remote learning;
- communicating with families using an interpreter: tips for educators;
- complaints regarding staff or programs;
- discrimination:
- enrollment, choice, and school transfers;
- functional behavioral assessments and behavior intervention plans;
- getting started with disability supports at school: sharing your child's new diagnosis with school;
- highly capable programs;
- how does a school district work;
- interpretation support tips card;
- McKinney Vento flyers supporting students experiencing homelessness;
- online schools:
- parent observations in classrooms;
- prior written notice;
- request an interpreter when communicating with schools;
- restraint and isolation;
- safety plans;
- teacher conferences:
- 10 tips for families to prevent and address bullying;
- transition;
- transportation; and
- what currently or formerly incarcerated parents would like educators to know about their children.

State Board of Education

SBE's <u>homepage</u> includes a prominent link to a "Families" section at the top of the homepage. The "Families" <u>webpage</u> includes a list of links to recent posts and various webpages. It is organized with more popular or recent posts at the top followed by a list of additional topics in alphabetical order.

The topics listed at the top of the webpage include:

- graduation pathway options research summary;
- graduation requirements;
- high school and beyond plan;

- high school diploma;
- materials for families and students;
- student feedback on graduation alignment;
- recaps of recent SBE meetings; and
- opportunities to provide feedback.

Charter School Commission

The Charter School Commission's <u>homepage</u> includes a prominent link at the bottom of the homepage. The "Links for Parents" include:

- what are charter schools;
- commission-authorized charter schools; and
- related websites with a list of organizations dedicated to the education and success of charter schools.

School Districts

According to <u>OSPI</u>, Washington State has 295 school districts, 6 state-tribal education compact schools, and 12 additional jurisdictions. According to the <u>Charter School Commission</u>, the state currently has 16 charter schools authorized by the commission.

Each of these school districts and schools generally have their own websites with information directed at parents, guardians, and families. However, the organization of this information varies. Sometimes the homepage will have links directed at families on a variety of topics such as:

- enrollment;
- boundary maps;
- attendance;
- staff directory;
- links to online portals;
- transportation;
- menus;
- calendar;
- learning standards and assessments;
- language assistance;
- athletics information:
- volunteer opportunities;
- wrap-around or community services; and
- other information.

School districts also usually include a link to the student and/or parent handbook, which has detailed information about a variety of issues. The topics included in the handbook varies by school district.

Help Me Grow/Parent Help 123

Help Me Grow Washington is a free service that connects parents and caregivers to resources in their community. It uses Parent Help 123 to connect families to information about state-benefit programs and local resources including resources for pregnancy, child development, families, and special needs.

The family and special needs resources are not focused on K-12 education but are focused on health, developmental disabilities, child care, and parent support.

211 Washington

This free confidential <u>community service</u> helps connect people to local services including utility assistance, food, housing, health, child care, after school programs, elder care crisis intervention, and other services. This service can be accessed by dialing 2-1-1 on the phone or search the online database.

The <u>online database</u> includes "Education" as one of the categories, which includes the following subcategories:

- homeless student liaison;
- General Educational Development (GED) classes;
- English as a Second Language (ESL) classes;
- tutoring/homework help; and
- school supply resources.